

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

APPLICANT(s): Koskinen et al.  
SERIAL NO.: 09/892,035 ART UNIT: 2645  
FILING DATE: 6/26/2001 EXAMINER: Elahee, MD  
S.  
TITLE: ELECTRONIC SYSTEM  
ATTORNEY  
DOCKET NO.: 324-010440-US (PAR)

Board of Patent Appeals and Interferences  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL OF APPEAL BRIEF

Enclosed is our appeal brief with a corrected serial number and a copy of a receipt post card.

The enclosed receipt post card shows an appeal brief with the incorrect serial number 09/829,035 was filed on February 7, 2005 along with a check for \$500.00. It is submitted that no late fee is now required since 37 CFR 1.5 states that if no serial number is present, and the applicant timely resubmits the paper, the first filing date is considered the effective filing date. It is submitted that the same should hold true for our incorrect serial number.

PAGE 2/42 \* RCVD AT 4/22/2005 10:39:58 AM [Eastern Daylight Time] \* SVR:USPTO-EFXXF-1/2 \* DNIS:8729306 \* CSID: \* DURATION (mm:ss):09:24

05/24/2005 JDOBBS 00000004 161350 09892035

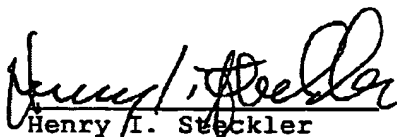
01 FC:1253 950.00 -DA

During a telephone interview on April 21, 2005 with SPE Fan Tsang the above description of the situation was agreed to by both the SPE and the applicant's attorney.

Thus, an entry of the enclosed brief is requested without further charge.

The Commissioner is hereby authorized to charge payment for any fees associated with this communication or credit any over payment to Deposit Account No. 16-1350.

Respectfully submitted,

  
Henry I. Steckler  
Reg. No.: 24,139

April 22, 2005  
Date

Perman & Green, LLP  
425 Post Road  
Fairfield, CT 06824  
(203) 259-1800  
Customer No.: 2512

#### CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted by facsimile to (703) 872-9306 on the date indicated below, addressed to the Board of Patent Appeals and Interferences, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450

Date: April 22, 2005

Signature: Shannon D'Amico  
Person Making Deposit